

OFFICIAL JOURNAL
OF THE
SENATE
OF THE
STATE OF LOUISIANA

FIRST DAY'S PROCEEDINGS

**Thirtieth Extraordinary Session of the Legislature
Under the Adoption of the
Constitution of 1974**

Senate Chamber
State Capitol
Baton Rouge, Louisiana

Monday, October 8, 2001

The Senate was called to order at 5:00 o'clock P.M., by Hon.
John Hainkel, President of the Senate.

ROLL CALL

The roll being called, the following members answered to their
names:

PRESENT

Mr. President	Fields, W	Malone
Bajoie	Fontenot	Marionneaux
Barham	Gautreaux	McPherson
Boissiere	Heitmeier	Michot
Cain	Hollis	Mount
Campbell	Hoyt	Romero
Chaisson	Irons	Schedler
Cravins	Johnson	Smith
Dardenne	Jones, B	Tarver
Dean	Jones, C	Theunissen
Dupre	Lambert	Thomas
Ellington	Lentini	Ullo
Total—36		

ABSENT

Bean	Fields, C	Hines
Total—3		

The President of the Senate announced there were 36 Senators
present and a quorum.

Prayer

The prayer was offered by Rev. Bill McCullin, following which
the Senate joined in pledging allegiance to the flag of the United States
of America.

Morning Hour

Messages from the Secretary of State

The following messages from the Secretary of State were
received and read as follows:

**SECRETARY OF STATE
State of Louisiana**

September 24, 2001

To the Honorable President of the Senate and
Members of the Louisiana State Senate

Ladies and Gentlemen:

I have the honor to hand you herewith certified copy of the
Proclamation by his Excellency, M. J. "Mike" Foster, Jr., Governor
of the State of Louisiana, dated September 24, 2001, designating
certain objects to be considered at the Extraordinary Session of the
Legislature of Louisiana, to be convened at 5:00 o'clock p.m. on the
8th day of October, 2001, and to adjourn, sine die, not later than 6:00
o'clock p.m. on the 19th day of October, 2001.

Sincerely,
W. FOX MCKEITHEN
Secretary of State

**FOX MCKEITHEN
Secretary of State**

As Secretary of State, of the State of Louisiana, I do hereby
Certify that the attached pages contain a true and correct copy of the
Proclamation by his Excellency, M. J. "Mike" Foster, Jr., Governor
of the State of Louisiana, dated September 24, 2001, designating
certain objects to be considered at the Extraordinary Session of the
Legislature of Louisiana, to be convened at 5:00 o'clock p.m. on the
8th day of October, 2001, and to adjourn, sine die, not later than 6:00
o'clock p.m. on the 19th day of October, 2001.

In testimony whereof, I have hereunto set my hand and caused
the Seal of my Office to be affixed at the City of Baton Rouge on this
the 24th day of September, 2001.

FOX MCKEITHEN
Secretary of State

**STATE OF LOUISIANA
OFFICE OF THE GOVERNOR
BATON ROUGE, LOUISIANA
PROCLAMATION NO. 50 MJF 2001**

By virtue of the authority vested in me by Paragraph B of
Section 2 of Article III of the Constitution of Louisiana, I, M.J.
"Mike" Foster, Jr., Governor of the state of Louisiana, HEREBY
CALL AND CONVENE THE LEGISLATURE OF LOUISIANA
INTO EXTRAORDINARY SESSION to convene at the State
Capitol, in the city of Baton Rouge, Louisiana, during twelve calendar
days, beginning at 5:00 o'clock p.m. on Monday the 8th of October
2001, and ending no later than 6:00 o'clock p.m. on Friday the 19th
day of October, 2001. The power to legislate at such session shall be
limited, under penalty of nullity, to the following specified
enumerated objects:

ITEM NO. 1: To adopt an Act relative only to the House of
Representatives of the Legislature of Louisiana;
to provide for the composition of the House of
Representatives; to provide for representative
districts; and to reapportion the representation
in said House of Representatives.

Page 2 SENATE

October 8, 2001

1st DAY'S PROCEEDINGS

ITEM NO. 2: To adopt an Act relative only to the Senate of the Legislature of Louisiana; to provide for the composition of the Senate; to provide for senatorial districts; and to reapportion the representation in said Senate.

ITEM NO. 3: To legislate relative to the reapportionment of the Congressional districts of Louisiana.

ITEM NO. 4: To adopt an Act relative only to the Louisiana Board of Elementary and Secondary Education; to provide for the composition of the Louisiana Board of Elementary and Secondary Education; to provide for districts; and to reapportion the representation in said Louisiana Board of Elementary and Secondary Education.

ITEM NO. 5: To adopt an Act relative only to the Louisiana Public Service Commission; to provide for the composition of the Louisiana Public Service Commission; to provide for Louisiana Public Service Commission districts; and to reapportion the representation in said Louisiana Public Service Commission.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the state of Louisiana, at the Capitol, in the city of Baton Rouge, on this 24th day of September, 2001.

M. J. "MIKE" FOSTER, JR.
GOVERNOR OF LOUISIANA

ATTEST BY THE GOVERNOR
FOX MCKEITHEN
SECRETARY OF STATE

SECRETARY OF STATE
State of Louisiana

October 2, 2001

To the Honorable President of the Senate and
Members of the Louisiana State Senate

Ladies and Gentlemen:

I have the honor to hand you herewith certified copy of the Proclamation by his Excellency, M. J. "Mike" Foster, Jr., Governor of the State of Louisiana, dated October 2, 2001, designating certain objects to be considered at the Extraordinary Session of the Legislature of Louisiana, to be convened at 5:00 o'clock p.m. on the 8th day of October, 2001, and to adjourn, sine die, not later than 6:00 o'clock p.m. on the 19th day of October, 2001.

Sincerely,
W. FOX MCKEITHEN
Secretary of State

FOX MCKEITHEN
Secretary of State

As Secretary of State, of the State of Louisiana, I do hereby Certify that the attached pages contain a true and correct copy of the Proclamation by his Excellency, M. J. "Mike" Foster, Jr., Governor of the State of Louisiana, dated October 2, 2001, designating certain objects to be considered at the Extraordinary Session of the Legislature of Louisiana, to be convened at 5:00 o'clock p.m. on the 8th day of October, 2001, and to adjourn, sine die, not later than 6:00 o'clock p.m. on the 19th day of October, 2001.

In testimony whereof, I have hereunto set my hand and caused the Seal of my Office to be affixed at the City of Baton Rouge on this the 2nd day of October, 2001.

FOX MCKEITHEN
Secretary of State

STATE OF LOUISIANA
OFFICE OF THE GOVERNOR
BATON ROUGE, LOUISIANA
PROCLAMATION NO. 53 MJF 2001

By virtue of the authority vested in me I, M.J. "Mike" Foster, Jr., Governor of the state of Louisiana, HEREBY ADD A CERTAIN ITEM TO THE PROCLAMATION ISSUED ON SEPTEMBER 24, 2001 TO CALL AND CONVENE THE LEGISLATURE OF LOUISIANA INTO EXTRAORDINARY SESSION at the State Capitol, in the city of Baton Rouge, Louisiana, during twelve calendar days, beginning at 5:00 o'clock p.m. on Monday the 8th of October 2001, and ending no later than 6:00 o'clock p.m. on Friday the 19th day of October, 2001 as follows:

ITEM NO. 1: To legislate relative to certain relief, benefits, endowments and such other matters necessary to provide for public servants called into uniform service for the national emergency created by the recent terrorist incidents and to provide relative thereto.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the state of Louisiana, at the Capitol, in the city of Baton Rouge, on this 2nd day of October, 2001.

M. J. "MIKE" FOSTER, JR.
GOVERNOR OF LOUISIANA

ATTEST BY THE GOVERNOR
FOX MCKEITHEN
SECRETARY OF STATE

Petitions, Memorials and
Communications

The following petitions, memorials and communications were received and read:

SENATE
State of Louisiana

October 8, 2001

Louisiana State Senate
State Capitol
Baton Rouge, Louisiana

Members of the Senate:

The following senators have been appointed to the Select Committee on the Millennium Port and are hereby entered into the record.

Senator John J. Hankel, Chairman
Senator Lambert C. Boissiere, Jr.
Senator Joel T. Chaisson, Jr.
Senator Jay Dardenne
Senator Lynn Dean
Senator Reggie P. Dupre, Jr.
Senator Francis C. Heitmeier
Senator Willie L. Mount

Sincerely,
JOHN J. HAINKEL, JR.

Rules Suspended

Senator Lambert asked for and obtained a suspension of the rules for the purpose of taking up at this time.

Introduction of Senate Resolutions

Senator Lambert asked for and obtained a suspension of the rules for the purpose of introducing and reading the following Senate Resolutions a first and second time and acting upon them as follows:

SENATE RESOLUTION NO. 1

BY SENATOR LAMBERT

A RESOLUTION

BE IT RESOLVED by the Senate of the State of Louisiana that a committee of five be appointed to notify the House of Representatives that the Senate is now duly convened and organized and prepared to transact such business as may be brought before it.

On motion of Senator Lambert, the resolution was read by title and adopted.

In compliance with the resolution the President of the Senate appointed the following committee:

Senators Dupre, B. Jones, Barham, Dean and Mount.

SENATE RESOLUTION NO. 2

BY SENATOR LAMBERT

A RESOLUTION

BE IT RESOLVED by the Senate of the State of Louisiana that a committee of five be appointed to act with such a committee as the House of Representatives may appoint to notify the Governor that the Legislature is now duly convened and organized and prepared to receive such communication as he may desire to lay before it.

On motion of Senator Lambert, the resolution was read by title and adopted.

In compliance with the resolution the President of the Senate appointed the following committee:

Senators Cravins, Smith, Irons, Fontenot and Heitmeier.

Reports of Committees

The committee appointed to notify the Governor that the Senate had convened and was prepared to transact business reported it had performed that duty. The President of the Senate thanked the Committee and discharged it.

The committee appointed to notify the House of Representatives that the Senate had convened and was prepared to transact business reported it had performed that duty. The President of the Senate thanked the Committee and discharged it.

Committee from the House of Representatives

A committee from the House of Representatives appeared before the Bar of the Senate and informed the Senate that the House of Representatives was organized and ready to proceed with business.

Rules Suspended

Senator Lambert asked for and obtained a suspension of the rules for the purpose of taking up at this time.

Introduction of Senate Concurrent Resolutions

Senator Lambert asked for and obtained a suspension of the rules for the purpose of introducing and reading the following Senate Concurrent Resolutions a first and second time and acting upon them as follows:

SENATE CONCURRENT RESOLUTION NO. 1—

BY SENATOR HAINKEL

A CONCURRENT RESOLUTION

To invite the Honorable M. J. "Mike" Foster, Governor of Louisiana to address a joint session of the legislature.

The resolution was read by title. Senator Hainkel moved to adopt the Senate Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields, W	McPherson
Bajoie	Fontenot	Michot
Barham	Gautreaux	Mount
Boissiere	Heitmeier	Romero
Cain	Hollis	Schedler
Campbell	Hoyt	Smith
Chaisson	Irons	Tarver

Cravins	Jones, B	Theunissen
Dardenne	Jones, C	Thomas
Dean	Lambert	Ullo
Dupre	Lentini	
Ellington	Marionneau	
Total—34		

NAYS

Total—0

ABSENT

Bean	Hines	Malone
Fields, C	Johnson	
Total—5		

The Chair declared the Senate had adopted the Senate Concurrent Resolution and ordered it sent to the House.

Introduction of Senate Bills and Joint Resolutions

Senator Lambert asked for and obtained a suspension of the rules for the purpose of introducing and reading the following Senate Bills and Joint Resolutions a first and second time and referring them to committee.

SENATE BILL NO. 1—

BY SENATORS ULLO AND HAINKEL
AN ACT

To enact R.S. 24:35.1 and to repeal R.S. 24:35, relative to legislative redistricting; to provide for the redistricting of the Senate of the Legislature of Louisiana; to provide for effective dates; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Senate and Governmental Affairs.

SENATE BILL NO. 2—

BY SENATORS ULLO AND HAINKEL
AN ACT

To enact R.S. 18:1276 and to repeal R.S. 18:1276.1, relative to congressional districts; to provide for the redistricting of Louisiana's congressional districts; to provide for the terms of members serving on the effective date of the Act; to provide for filling of vacancies; to provide with respect to positions and offices, other than congressional, which are based upon congressional districts; to provide for the effectiveness of the Act; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Senate and Governmental Affairs.

SENATE BILL NO. 3—

BY SENATORS ULLO AND HAINKEL
AN ACT

To enact R.S. 17:2.2 and to repeal R.S. 17:2.1, relative to the State Board of Elementary and Secondary Education; to provide for the redistricting of districts for the election of board members; to provide for the terms of members serving on the effective date of the Act and for the election of board members; to provide for

filling of vacancies; to provide for the effectiveness of the Act; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Senate and Governmental Affairs.

SENATE BILL NO. 4—

BY SENATORS ULLO, LAMBERT AND HAINKEL
AN ACT

To amend and reenact R.S. 45:1161.1, to enact R.S. 45:1161.4, to repeal R.S. 45:1161.3(A) through (C), and to provide for the Louisiana State Law Institute to change the heading of R.S. 45:1161.3, relative to redistricting the Public Service Commission districts; to provide for the redistricting of the five districts of the Public Service Commission; to provide for the retention of the incumbent commissioners; to provide for the effectiveness of the Act; to provide for elections from Public Service Commission districts; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Senate and Governmental Affairs.

SENATE BILL NO. 5—

BY SENATORS ULLO AND LAMBERT
AN ACT

To amend and reenact R.S. 45:1161.1, to enact R.S. 45:1161.4, to repeal R.S. 45:1161.3(A) through (C), and to provide for the Louisiana State Law Institute to change the heading of R.S. 45:1161.3, relative to redistricting the Public Service Commission districts; to provide for the redistricting of the five districts of the Public Service Commission; to provide for the retention of the incumbent commissioners; to provide for the effectiveness of the Act; to provide for elections from Public Service Commission districts; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Senate and Governmental Affairs.

SENATE BILL NO. 6—

BY SENATORS ULLO AND LAMBERT
AN ACT

To amend and reenact R.S. 45:1161.1, to enact R.S. 45:1161.4, to repeal R.S. 45:1161.3(A) through (C), and to provide for the Louisiana State Law Institute to change the heading of R.S. 45:1161.3, relative to redistricting the Public Service Commission districts; to provide for the redistricting of the five districts of the Public Service Commission; to provide for the retention of the incumbent commissioners; to provide for the effectiveness of the Act; to provide for elections from Public Service Commission districts; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Senate and Governmental Affairs.

SENATE BILL NO. 7—

BY SENATORS HAINKEL, THEUNISSEN, JOHNSON, BARHAM, AND CAIN AND REPRESENTATIVES DEWITT, DOWNER, ALARIO, FUTRELL, MCDONALD, AND JOHN SMITH

AN ACT

To enact R.S. 47:292.3, relative to state individual income tax; to provide for certain relief to persons in the uniformed services

called to active service in the uniformed services; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Senate and Governmental Affairs.

SENATE BILL NO. 8—

BY SENATORS HAINKEL, THEUNISSEN, JOHNSON, BARHAM, AND CAIN AND REPRESENTATIVES DEWITT, DOWNER, ALARIO, FUTRELL, MCDONALD, AND JOHN SMITH

AN ACT

To amend and reenact R.S. 29:403(2), (6), and (8), relative to military service relief; to provide for relief, benefits, compensation, endowments, and such matters relative to public servants called to active service in the uniformed services of the United States; to define compensation, service in the uniformed services, and uniformed services under the Military Service Relief Act; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Senate and Governmental Affairs.

**Introduction of Resolutions,
Senate and Concurrent**

Senator Lambert asked for and obtained a suspension of the rules for the purpose of introducing and reading the following Resolutions, Senate and Concurrent, a first and second time and acting upon them as follows:

SENATE RESOLUTION NO. 3—

BY SENATORS MARIONNEAUX, FONTENOT AND DARDENNE

A RESOLUTION

To urge and request the Department of Transportation and Development to provide for minimal effects on traffic flow on Interstate 110 in any plans to ease congestion on Interstate 10 at the Mississippi River Bridge in Baton Rouge.

On motion of Senator Marionneaux, the resolution was read by title and adopted.

SENATE CONCURRENT RESOLUTION NO. 2—

BY SENATOR HAINKEL

A CONCURRENT RESOLUTION

To express the sincere condolences of the Legislature of Louisiana upon the death of Brad Joseph Bella, son of state fire marshal and former state representative, Vincent J. "V.J." Bella.

The resolution was read by title. Senator Hainkel moved to adopt the Senate Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields, W	McPherson
Bajoie	Fontenot	Michot
Barham	Gautreaux	Mount
Boissiere	Heitmeier	Romero

Cain
Campbell
Chaisson
Cravins
Dardenne
Dean
Dupre
Ellington
Total—34

Hollis	Schedler
Hoyt	Smith
Irons	Tarver
Jones, B	Theunissen
Jones, C	Thomas
Lambert	Ullo
Lentini	
Marionneaux	

NAYS

Total—0

ABSENT

Bean
Fields, C
Total—5

Hines	Malone
Johnson	

The Chair declared the Senate had adopted the Senate Concurrent Resolution and ordered it sent to the House.

SENATE CONCURRENT RESOLUTION NO. 3—

BY SENATOR HAINKEL

A CONCURRENT RESOLUTION

To urge and request the selection of the city of New Orleans as the site of the Annual Meeting of the National Conference of State Legislatures in 2007 or 2008 and to express the full support and commitment of the Legislature of Louisiana to carrying out host state responsibilities related to the annual meeting.

The resolution was read by title. Senator Hainkel moved to adopt the Senate Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields, W	McPherson
Bajoie	Fontenot	Michot
Barham	Gautreaux	Mount
Boissiere	Heitmeier	Romero
Cain	Hollis	Schedler
Campbell	Hoyt	Smith
Chaisson	Irons	Tarver
Cravins	Jones, B	Theunissen
Dardenne	Jones, C	Thomas
Dean	Lambert	Ullo
Dupre	Lentini	
Ellington	Marionneaux	

Total—34

NAYS

Total—0

ABSENT

Bean
Fields, C
Total—5

Hines	Malone
Johnson	

The Chair declared the Senate had adopted the Senate Concurrent Resolution and ordered it sent to the House.

SENATE CONCURRENT RESOLUTION NO. 4—

BY SENATOR HAINKEL

A CONCURRENT RESOLUTION

To express to the citizens of the Commonwealth of Virginia the regret of the Legislature of Louisiana on behalf of its citizens for the impact the deplorable events of September 11th had on their state and to offer Louisiana's support as Virginia seeks to recover during this time of national resolve.

The resolution was read by title. Senator Hainkel moved to adopt the Senate Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields, W	McPherson
Bajoie	Fontenot	Michot
Barham	Gautreaux	Mount
Boissiere	Heitmeier	Romero
Cain	Hollis	Schedler
Campbell	Hoyt	Smith
Chaisson	Irons	Tarver
Cravins	Jones, B	Theunissen
Dardenne	Jones, C	Thomas
Dean	Lambert	Ullo
Dupre	Lentini	
Ellington	Marionneaux	
Total—34		

NAYS

Total—0

ABSENT

Bean	Hines	Malone
Fields, C	Johnson	
Total—5		

The Chair declared the Senate had adopted the Senate Concurrent Resolution and ordered it sent to the House.

SENATE CONCURRENT RESOLUTION NO. 5—

BY SENATOR HAINKEL

A CONCURRENT RESOLUTION

To express to the citizens of the Commonwealth of Pennsylvania the regret of the Legislature of Louisiana on behalf of its citizens for the impact the deplorable events of September 11th had on their state and to offer Louisiana's support as Pennsylvania seeks to recover during this time of national resolve.

The resolution was read by title. Senator Hainkel moved to adopt the Senate Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields, W	McPherson
Bajoie	Fontenot	Michot
Barham	Gautreaux	Mount
Boissiere	Heitmeier	Romero
Cain	Hollis	Schedler
Campbell	Hoyt	Smith
Chaisson	Irons	Tarver
Cravins	Jones, B	Theunissen
Dardenne	Jones, C	Thomas
Dean	Lambert	Ullo
Dupre	Lentini	
Ellington	Marionneaux	
Total—34		

NAYS

Total—0

ABSENT

Bean	Hines	Malone
Fields, C	Johnson	
Total—5		

The Chair declared the Senate had adopted the Senate Concurrent Resolution and ordered it sent to the House.

SENATE CONCURRENT RESOLUTION NO. 6—

BY SENATOR HAINKEL

A CONCURRENT RESOLUTION

To express to the citizens of the state of New York the regret of the Legislature of Louisiana on behalf of its citizens for the impact the deplorable events of September 11th had on their state and to offer Louisiana's support as New York seeks to recover during this time of national resolve.

The resolution was read by title. Senator Hainkel moved to adopt the Senate Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields, W	McPherson
Bajoie	Fontenot	Michot
Barham	Gautreaux	Mount
Boissiere	Heitmeier	Romero
Cain	Hollis	Schedler
Campbell	Hoyt	Smith
Chaisson	Irons	Tarver
Cravins	Jones, B	Theunissen
Dardenne	Jones, C	Thomas
Dean	Lambert	Ullo
Dupre	Lentini	

Ellington
Total—34

Marionneaux

NAYS

Total—0

ABSENT

Bean
Fields, C
Total—5

Hines
Johnson

Malone

The Chair declared the Senate had adopted the Senate Concurrent Resolution and ordered it sent to the House.

SENATE CONCURRENT RESOLUTION NO. 7—

BY SENATOR HAINKEL

A CONCURRENT RESOLUTION

To offer the condolences of the legislature to the families of those Louisiana citizens who died in the September 11, 2001 attack on the United States and to remember those lost by rededicating itself to the achievement of the public good.

The resolution was read by title. Senator Hainkel moved to adopt the Senate Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President
Bajoie
Barham
Boissiere
Cain
Campbell
Chaisson
Cravins
Dardenne
Dean
Dupre
Ellington
Total—34

Fields, W
Fontenot
Gautreaux
Heitmeier
Hollis
Hoyt
Irons
Jones, B
Jones, C
Lambert
Lentini
Marionneaux

McPherson
Michot
Mount
Romero
Schedler
Smith
Tarver
Theunissen
Thomas
Ullo

NAYS

Total—0

ABSENT

Bean
Fields, C
Total—5

Hines
Johnson

Malone

The Chair declared the Senate had adopted the Senate Concurrent Resolution and ordered it sent to the House.

SENATE CONCURRENT RESOLUTION NO. 8—

BY SENATOR SMITH

A CONCURRENT RESOLUTION

To recognize the Cane River National Heritage Area as a significant cultural, historic, and natural resource, and further establish the area as Cane River State Heritage Area, in addition to its national heritage area designation.

On motion of Senator Lambert, the resolution was read by title and referred to the Committee on Senate and Governmental Affairs.

SENATE CONCURRENT RESOLUTION NO. 9—

BY SENATOR MCPHERSON

A CONCURRENT RESOLUTION

To suspend until sixty days after the final adjournment of the 2002 Regular Session of the Legislature of Louisiana the provisions of LAC 76:XIX.111(G)(2)(a) and (b) requiring the use of daily and self-clearing permits on all wildlife management areas.

On motion of Senator Lambert, the resolution was read by title and referred to the Committee on Senate and Governmental Affairs.

SENATE CONCURRENT RESOLUTION NO. 10—

BY SENATOR MARIONNEAUX

A CONCURRENT RESOLUTION

To urge and request all employers to continue to pay a salary to those national guard and reservist employees who are activated and serving their country in the military forces

The resolution was read by title. Senator Marionneaux moved to adopt the Senate Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President
Bajoie
Barham
Boissiere
Cain
Campbell
Chaisson
Cravins
Dardenne
Dean
Dupre
Ellington
Total—34

Fields, W
Fontenot
Gautreaux
Heitmeier
Hollis
Hoyt
Irons
Jones, B
Jones, C
Lambert
Lentini
Marionneaux

McPherson
Michot
Mount
Romero
Schedler
Smith
Tarver
Theunissen
Thomas
Ullo

NAYS

Total—0

ABSENT

Bean
Fields, C
Total—5

Hines
Johnson

Malone

The Chair declared the Senate had adopted the Senate Concurrent Resolution and ordered it sent to the House.

Messages from the House

The following Messages from the House were received and read as follows:

Message from the House**CONCURRING IN
SENATE CONCURRENT RESOLUTIONS**

October 8, 2001

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally concurred in the following Senate Concurrent Resolutions:

SENATE CONCURRENT RESOLUTION NO. 1—

BY SENATOR HAINKEL

A CONCURRENT RESOLUTION

To invite the Honorable M. J. "Mike" Foster, Governor of Louisiana to address a joint session of the legislature.

Reported without amendments.

Respectfully submitted,
ALFRED W. SPEER

Clerk of the House of Representatives

Motion

Senator Lambert moved that the Senate proceed to the House of Representatives to meet in Joint Session.

Joint Session of the Legislature

The joint session of the legislature was called to order at 6:00 P.M. by the Honorable John J. Hainkel, Jr., President of the Senate.

On motion of Senator Lambert, the calling of the roll on the part of the Senate was dispensed with.

On motion of Representative Bruneau, the calling of the roll on the part of the House was dispensed with.

The President of the Senate appointed the following special committee to escort the Honorable M. J. "Mike" Foster, Jr., Governor of the State of Louisiana, to the joint session.

On the part of the Senate: Senators. Tarver, Hoyt, Theunissen, Romero, and Ellington

On the part of the House: Representatives. Downer, Pratt, Jack Smith, Johns, Heaton, and Hebert.

The President of the Senate introduced the Honorable M. J. "Mike" Foster, Jr., who addressed the joint session of the legislature.

On motion of Senator Lambert, the Senate retired to its own chamber.

After Joint Session**ROLL CALL**

The Senate was called to order by the President of the Senate with the following Senators present:

PRESENT

Mr. President	Fields, W	Malone
Bajoie	Fontenot	Marionneaux
Barham	Gautreaux	McPherson
Boissiere	Heitmeier	Michot
Cain	Hollis	Mount
Campbell	Hoyt	Romero
Chaisson	Irons	Schedler
Cravins	Johnson	Smith
Dardenne	Jones, B	Tarver
Dean	Jones, C	Theunissen
Dupre	Lambert	Thomas
Ellington	Lentini	Ullo
Total—36		

ABSENT

Bean	Fields, C	Hines
Total—3		

The President of the Senate announced there were 36 Senators present and a quorum.

**Senate Business Resumed
After Joint Session****Rules Suspended**

Senator Lambert asked for and obtained a suspension of the rules for the purpose of taking up at this time.

**Introduction of
Senate Concurrent Resolutions**

Senator Lambert asked for and obtained a suspension of the rules for the purpose of introducing and reading the following Senate Concurrent Resolutions a first and second time and acting upon them as follows:

SENATE CONCURRENT RESOLUTION NO. 11—

BY SENATOR HAINKEL

A CONCURRENT RESOLUTION

To express support and solidarity for actions taken as a result of the terrorist attacks launched against the United States on Tuesday,

September 11, 2001, to the President of the United States and the Congress of the United States.

The resolution was read by title. Senator Hainkel moved to adopt the Senate Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields, W	Malone
Bajoie	Fontenot	Marionneaux
Barham	Gautreaux	McPherson
Boissiere	Heitmeier	Michot
Cain	Hollis	Mount
Campbell	Hoyt	Romero
Chaisson	Irons	Schedler
Cravins	Johnson	Smith
Dardenne	Jones, B	Tarver
Dean	Jones, C	Theunissen
Dupre	Lambert	Thomas
Ellington	Lentini	Ullo
Total—36		

NAYS

Total—0

ABSENT

Bean	Fields, C	Hines
Total—3		

The Chair declared the Senate had adopted the Senate Concurrent Resolution and ordered it sent to the House.

Messages from the House

The following Messages from the House were received and read as follows:

Message from the House

CONCURRING IN SENATE CONCURRENT RESOLUTIONS

October 8, 2001

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally concurred in the following Senate Concurrent Resolutions:

SENATE CONCURRENT RESOLUTION NO. 2—

BY SENATOR HAINKEL

A CONCURRENT RESOLUTION

To express the sincere condolences of the Legislature of Louisiana upon the death of Brad Joseph Bella, son of state fire marshal and former state representative, Vincent J. "V.J." Bella.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 3—

BY SENATOR HAINKEL

A CONCURRENT RESOLUTION

To urge and request the selection of the city of New Orleans as the site of the Annual Meeting of the National Conference of State Legislatures in 2007 or 2008 and to express the full support and commitment of the Legislature of Louisiana to carrying out host state responsibilities related to the annual meeting.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 4—

BY SENATOR HAINKEL

A CONCURRENT RESOLUTION

To express to the citizens of the Commonwealth of Virginia the regret of the Legislature of Louisiana on behalf of its citizens for the impact the deplorable events of September 11th had on their state and to offer Louisiana's support as Virginia seeks to recover during this time of national resolve.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 5—

BY SENATOR HAINKEL

A CONCURRENT RESOLUTION

To express to the citizens of the Commonwealth of Pennsylvania the regret of the Legislature of Louisiana on behalf of its citizens for the impact the deplorable events of September 11th had on their state and to offer Louisiana's support as Pennsylvania seeks to recover during this time of national resolve.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 6—

BY SENATOR HAINKEL

A CONCURRENT RESOLUTION

To express to the citizens of the state of New York the regret of the Legislature of Louisiana on behalf of its citizens for the impact the deplorable events of September 11th had on their state and to offer Louisiana's support as New York seeks to recover during this time of national resolve.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 7—

BY SENATOR HAINKEL

A CONCURRENT RESOLUTION

To offer the condolences of the legislature to the families of those Louisiana citizens who died in the September 11, 2001 attack on the United States and to remember those lost by rededicating itself to the achievement of the public good.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 10—

BY SENATOR MARIONNEAUX

A CONCURRENT RESOLUTION

To urge and request all employers to continue to pay a salary to those national guard and reservist employees who are activated and serving their country in the military forces

Reported without amendments.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

Rules Suspended

Senator Lambert asked for and obtained a suspension of the rules for the purpose of taking up at this time.

Introduction of Senate Bills and Joint Resolutions

Senator Lambert asked for and obtained a suspension of the rules for the purpose of introducing and reading the following Senate Bills and Joint Resolutions a first and second time and referring them to committee.

SENATE BILL NO. 9— BY SENATOR C. JONES

AN ACT

To enact R.S. 18:1276 and to repeal R.S. 18:1276.1, relative to congressional districts; to provide for the redistricting of Louisiana's congressional districts; to provide for the terms of members serving on the effective date of the Act; to provide for filling of vacancies; to provide with respect to positions and offices, other than congressional, which are based upon congressional districts; to provide for the effectiveness of the Act; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Senate and Governmental Affairs.

Messages from the House

The following Messages from the House were received and read as follows:

Message from the House

ASKING CONCURRENCE IN HOUSE CONCURRENT RESOLUTIONS

October 8, 2001

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally passed and asks your concurrence in the following House Concurrent Resolutions:

HOUSE CONCURRENT RESOLUTION NO. 1—

BY REPRESENTATIVES DEWITT, DOWNER, ALARIO, E. ALEXANDER, R. ALEXANDER, ANSARDI, BALDONE, BAUDOIN, BAYLOR, BEARD, BOWLER, BROOME, BRUCE, BRUNEAU, K. CARTER, R. CARTER, CAZAYOUX, CLARKSON, CRANE, CROWE, CURTIS, DAMICO, DANIEL, DARTEZ, DEVILLIER, DIEZ, DOERGE, DURAND, ERDEY, FARRAR, FAUCHEUX, FLAVIN, FRITH, FRUGE, FUTRELL, GALLOT, GLOVER, GREEN, GUILLORY, HAMMETT, HEATON, HEBERT, HILL, HOLDEN, HOPKINS, HUDSON, HUNTER, HUTTER, ILES, L. JACKSON, M. JACKSON, JOHNS, KATZ, KENNARD, KENNEY, LAFLEUR, LANCASTER, LANDRIEU, LEBLANC, LUCAS, MARTINY, MCCALLUM, MCDONALD,

MCVEA, MONTGOMERY, MORRELL, MORRISH, MURRAY, NEVERS, ODINET, PERKINS, PIERRE, PINAC, PITRE, POWELL, PRATT, QUEZAIRE, RICHMOND, RIDDLE, ROMERO, SALTER, SCALISE, SCHNEIDER, SCHWEGMANN, SHAW, GARY SMITH, JACK SMITH, JANE SMITH, JOHN SMITH, SNEED, STELLY, STRAIN, SWILLING, THOMPSON, TOOMY, TOWNSEND, TRICHE, TUCKER, WADDELL, WALSWORTH, WELCH, WINSTON, WOOTON, AND WRIGHT

A CONCURRENT RESOLUTION

To express sincere condolences to the families of the victims of the terrorist attacks of September 11, 2001, to recognize rescue workers, and to extend support to the President, Congress, and those brave men and women who seek to preserve freedom in the world.

HOUSE CONCURRENT RESOLUTION NO. 2— BY REPRESENTATIVES BOWLER, DEVILLIER, AND JOHNS

A CONCURRENT RESOLUTION

To urge and request the Louisiana State Law Institute to instruct West Publishing Company to print Revision Comments of 2001 to R.S. 9:315.9 to clarify the intention of the Louisiana Legislature as to the appropriate calculation of child support obligations in shared custody arrangements.

HOUSE CONCURRENT RESOLUTION NO. 3— BY REPRESENTATIVE SCHNEIDER

A CONCURRENT RESOLUTION

To authorize and direct each public retirement system to work together and combine its efforts with efforts of its participating employers to develop a comprehensive system for notifying members of the uniformed services of their retirement rights before, during, and after military service so the state of Louisiana can fulfill the goal of being a model employer.

HOUSE CONCURRENT RESOLUTION NO. 4— BY REPRESENTATIVE SCHNEIDER

A CONCURRENT RESOLUTION

To commend Ronnie Kole upon his induction into the Order of Arts and Letters by the government of France.

HOUSE CONCURRENT RESOLUTION NO. 5— BY REPRESENTATIVE SALTER

A CONCURRENT RESOLUTION

To memorialize the United States Congress to support a special highway appropriation amendment to four-lane U.S. Highway 84 from near Mansfield, Louisiana, to Tenaha, Texas.

HOUSE CONCURRENT RESOLUTION NO. 6—

BY REPRESENTATIVES DEWITT, DOWNER, ALARIO, MCDONALD, JOHN SMITH, AND FUTRELL AND SENATORS HAINKEL, THEUNISSEN, JOHNSON, BARHAM, AND CAIN

A CONCURRENT RESOLUTION

To urge and request all state and local public employers and all private sector employers in Louisiana to ensure continued compensation and benefits for military personnel called to active duty if funds are available; to urge and request public and private postsecondary education institutions to develop and implement policies to ensure minimal impact on students called to active duty, and to urge and request the State Civil Service Commission and all local civil service commissions to take all steps necessary to accomplish the goals of this Resolution.

HOUSE CONCURRENT RESOLUTION NO. 7—

BY REPRESENTATIVE CROWE

A CONCURRENT RESOLUTION

To urge and request all state agencies and departments to procure goods and services from Louisiana-based businesses in order to patronize and enrich domestic providers of various goods and services, provide for the addition of new jobs for the citizens of this state, and ultimately bolster overall economic development and increase commercial activity throughout the state.

Respectfully submitted,

ALFRED W. SPEER

Clerk of the House of Representatives

House Concurrent Resolutions

Senator Lambert asked for and obtained a suspension of the rules to take up at this time the following House Concurrent Resolutions just received from the House which were taken up, read a first and second time by their titles and acted upon as follows:

HOUSE CONCURRENT RESOLUTION NO. 1—

BY REPRESENTATIVES DEWITT, DOWNER, ALARIO, E. ALEXANDER, R. ALEXANDER, ANSARDI, BALDONE, BAUDOIN, BAYLOR, BEARD, BOWLER, BROOME, BRUCE, BRUNEAU, K. CARTER, R. CARTER, CAZAYOUX, CLARKSON, CRANE, CROWE, CURTIS, DAMICO, DANIEL, DARTEZ, DEVILLIER, DIEZ, DOERGE, DURAND, ERDEY, FARRAR, FAUCHEUX, FLAVIN, FRITH, FRUGE, FUTRELL, GALLOT, GLOVER, GREEN, GUILLORY, HAMMETT, HEATON, HEBERT, HILL, HOLDEN, HOPKINS, HUDSON, HUNTER, HUTTER, ILES, L. JACKSON, M. JACKSON, JOHNS, KATZ, KENNARD, KENNEY, LAFLEUR, LANCASTER, LANDRIEU, LEBLANC, LUCAS, MARTINY, MCCALLUM, MCDONALD, MCVEA, MONTGOMERY, MORRELL, MORRISH, MURRAY, NEVERS, ODINET, PERKINS, PIERRE, PINAC, PITRE, POWELL, PRATT, QUEZAIRE, RICHMOND, RIDDLE, ROMERO, SALTER, SCALISE, SCHNEIDER, SCHWEGMANN, SHAW, GARY SMITH, JACK SMITH, JANE SMITH, JOHN SMITH, SNEED, STELLY, STRAIN, SWILLING, THOMPSON, TOOMY, TOWNSEND, TRICHE, TUCKER, WADDELL, WALSWORTH, WELCH, WINSTON, WOOTON, AND WRIGHT

A CONCURRENT RESOLUTION

To express sincere condolences to the families of the victims of the terrorist attacks of September 11, 2001, to recognize rescue workers, and to extend support to the President, Congress, and those brave men and women who seek to preserve freedom in the world.

The resolution was read by title. Senator Hainkel moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields, W	Malone
Bajoie	Fontenot	Marionneaux
Barham	Gautreaux	McPherson
Boissiere	Heitmeier	Michot
Cain	Hollis	Mount
Campbell	Hoyt	Romero
Chaisson	Irons	Schedler
Cravins	Johnson	Smith
Dardenne	Jones, B	Tarver
Dean	Jones, C	Theunissen

Dupre
Ellington
Total—36

Lambert
Lentini
Thomas
Ullo

NAYS

Total—0

ABSENT

Bean
Total—3

Fields, C
Hines

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

HOUSE CONCURRENT RESOLUTION NO. 2—

BY REPRESENTATIVES BOWLER, DEVILLIER, AND JOHNS

A CONCURRENT RESOLUTION

To urge and request the Louisiana State Law Institute to instruct West Publishing Company to print Revision Comments of 2001 to R.S. 9:315.9 to clarify the intention of the Louisiana Legislature as to the appropriate calculation of child support obligations in shared custody arrangements.

On motion of Senator Lambert, the resolution was read by title and referred to the Committee on Senate and Governmental Affairs.

HOUSE CONCURRENT RESOLUTION NO. 3—

BY REPRESENTATIVE SCHNEIDER

A CONCURRENT RESOLUTION

To authorize and direct each public retirement system to work together and combine its efforts with efforts of its participating employers to develop a comprehensive system for notifying members of the uniformed services of their retirement rights before, during, and after military service so the state of Louisiana can fulfill the goal of being a model employer.

On motion of Senator Lambert, the resolution was read by title and referred to the Committee on Senate and Governmental Affairs.

HOUSE CONCURRENT RESOLUTION NO. 4—

BY REPRESENTATIVE SCHNEIDER

A CONCURRENT RESOLUTION

To commend Ronnie Kole upon his induction into the Order of Arts and Letters by the government of France.

The resolution was read by title. Senator Hainkel moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fontenot	Marionneaux
Bajoie	Gautreaux	McPherson
Barham	Heitmeier	Michot
Boissiere	Hollis	Mount
Cain	Hoyt	Romero
Campbell	Irons	Schedler
Chaisson	Johnson	Smith

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1st DAY'S PROCEEDINGS

Dardenne	Jones, B	Tarver
Dean	Jones, C	Theunissen
Dupre	Lambert	Thomas
Ellington	Lentini	Ullo
Fields, W	Malone	
Total—35		

NAYS

Total—0

ABSENT

Bean	Fields, C
Cravins	Hines
Total—4	

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

HOUSE CONCURRENT RESOLUTION NO. 5—

BY REPRESENTATIVE SALTER

A CONCURRENT RESOLUTION

To memorialize the United States Congress to support a special highway appropriation amendment to four-lane U.S. Highway 84 from near Mansfield, Louisiana, to Tenaha, Texas.

On motion of Senator Lambert, the resolution was read by title and referred to the Committee on Senate and Governmental Affairs.

HOUSE CONCURRENT RESOLUTION NO. 6—

BY REPRESENTATIVES DEWITT, DOWNER, ALARIO, McDONALD, JOHN SMITH, AND FUTRELL AND SENATORS HAINKEL, THEUNISSEN, JOHNSON, BARHAM, AND CAIN

A CONCURRENT RESOLUTION

To urge and request all state and local public employers and all private sector employers in Louisiana to ensure continued compensation and benefits for military personnel called to active duty if funds are available; to urge and request public and private postsecondary education institutions to develop and implement policies to ensure minimal impact on students called to active duty, and to urge and request the State Civil Service Commission and all local civil service commissions to take all steps necessary to accomplish the goals of this Resolution.

The resolution was read by title. Senator Hainkel moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields, W	Malone
Bajoie	Fontenot	Marionneaux
Barham	Gautreaux	McPherson
Boissiere	Heitmeier	Michot
Cain	Hollis	Mount
Campbell	Hoyt	Romero
Chaisson	Irons	Schedler
Cravins	Johnson	Smith
Dardenne	Jones, B	Tarver

Dean	Jones, C	Theunissen
Dupre	Lambert	Thomas
Ellington	Lentini	Ullo
Total—36		

NAYS

Total—0

ABSENT

Bean	Fields, C	Hines
Total—3		

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

HOUSE CONCURRENT RESOLUTION NO. 7—

BY REPRESENTATIVE CROWE

A CONCURRENT RESOLUTION

To urge and request all state agencies and departments to procure goods and services from Louisiana-based businesses in order to patronize and enrich domestic providers of various goods and services, provide for the addition of new jobs for the citizens of this state, and ultimately bolster overall economic development and increase commercial activity throughout the state.

On motion of Senator Lambert, the resolution was read by title and referred to the Committee on Senate and Governmental Affairs.

Rules Suspended

Senator Lambert asked for and obtained a suspension of the rules for the purpose of taking up at this time.

Introduction of Senate Bills and Joint Resolutions

Senator Lambert asked for and obtained a suspension of the rules for the purpose of introducing and reading the following Senate Bills and Joint Resolutions a first and second time and referring them to committee.

SENATE BILL NO. 10—

BY SENATORS HAINKEL, THEUNISSEN, JOHNSON, BARHAM, AND CAIN AND REPRESENTATIVES DEWITT, DOWNER, ALARIO, FUTRELL, McDONALD, AND JOHN SMITH

AN ACT

To amend and reenact R.S. 29:7(A), 7.1, and 7.2 and R.S. 40:2405(B) and to enact R.S. 29:38.4 and 723(2)(b)(iii) and R.S. 40:2402(1)(c), relative to military affairs; to provide relative to activation of the militia in national or state in certain emergencies; to provide for the powers and authority of national guardsmen and military police as peace officers; to provide for eligibility for state supplemental pay or extra compensation of military police in the Military Department, State of Louisiana; to provide relative to the authority of the governor in certain emergencies; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Senate and Governmental Affairs.

Leaves of Absence

The following leaves of absence were asked for and granted:

Bean	1 Day	C. Fields	1 Day
Hines	1 Day		

Adjournment

Senator Lambert moved that the Senate adjourn until Tuesday, October 9, 2001, at 5:00 o'clock P.M.

The President of the Senate declared the Senate adjourned until 5:00 o'clock P.M. on Tuesday, October 9, 2001.

MICHAEL S. BAER, III
Secretary of the Senate

GAYE F. HAMILTON
Journal Clerk